



REPUBLIC OF KENYA



In re Estate of Leo Suiyianka Ole Yiapan (Deceased) (Succession Cause E003 of 2022) [2024] KEHC 5279 (KLR) (29 April 2024) (Judgment)

Neutral citation: [2024] KEHC 5279 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAROK
SUCCESSION CAUSE E003 OF 2022**

**F GIKONYO, J
APRIL 29, 2024**

**IN THE MATTER OF
WINNIE MULEJO YIAPAN & JULIET LANGAT PETITIONER**

JUDGMENT

1. This matter coming up for hearing of Summons for confirmation of grant dated 6th day of October 2023, on 23rd day of April, 2024, and upon hearing all the parties and beneficiaries as well as their legal counsel, Ms. Chepkemoi, this court makes the following determination and orders: -
 - i. That the parties and beneficiaries have agreed on the mode of distribution of the estate of the deceased. The court explained to the widow what the distribution meant who confirmed that she will be living with her daughter who takes the property where the matrimonial property stands, and that she will live therein in all her life.
 - ii. That the mode of distribution, subject to what the widow has stated is not inconsistent with the law.
 - iii. That those who are indicated to jointly own property shall own “in common in equal shares.” The schedule is accordingly amended.
 - iv. Subject to (iii) above, the grant is confirmed. Distribution shall be as per the schedule annexed to the Affidavit in support of the Summons for confirmation of grant dated 6th day of October, 2023. Certificate for confirmation to be issued accordingly.

Orders accordingly.

DATED, SIGNED, AND DELIVERED AT NAROK THROUGH TEAMS THIS 29TH DAY OF APRIL, 2024.

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F. GIKONYO M.



JUDGE

In the Presence of:

Court Assistant – Mr. Sapon

Ms. Chepkemoi for Petitioners - Present

